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**FAX COVER PAGE**

TO: Examiner Lien M. Ngo

FROM: I. C. Waddey, Jr.

DATE: August 29, 2005 TIME: 3:15 p.m.

SUBJECT: Response and Amendment to Office Action Mailed May 27, 2005

MESSAGE: Attached please find a Response and Amendment to the Office Action  
mailed May 27, 2005.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: David A. Miceli  
Serial No.: 10/753,971  
Filed: August 25, 2005  
For: Shellable Child Resistant Closure Container With  
Positive Lock Mechanism  
Group Art Unit: 3727  
Examiner: Lien M. Ngo  
Attorney's Docket No.: N1040-ICW  
Customer No.: 23456

AUG 29 2005

RESPONSE AND AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In response to the Office Action mailed May 27, 2005, please amend the  
above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on  
page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.